

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Motion for Detention Hearing

The United States moves for pretrial detention of defendant, pursuant to 18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because it involves (check all that apply):

- Crime of violence (18 U.S.C. § 3156)

Maximum sentence of life imprisonment or death

10 plus years drug offense

Felony, with two prior convictions in above categories

Serious risk defendant will flee

Serious risk of obstruction of justice

2. Reason for Detention. The Court should detain defendant because there are no conditions of release which reasonably will assure (check on or both):

- Defendant's appearance as required
 Safety of any other person and the community

3. Rebuttable Presumption

The United State (~~will~~, will not) invoke the rebuttable presumption against defendant pursuant to 18 U.S.C. § 3142(e). If "yes," the presumption applies because (check one or both):

Probable cause to believe defendant committed 10 plus year drug offense or firearms offense, 18 U.S.C. § 924(c)

Previous conviction for "eligible" offense committed while on pretrial bond

4. Time for Detention Hearing. The United States requests that the Court conduct the detention hearing,

At first appearance

After continuance of ____ day(s) (not more than 3)

5. Witnesses. The United States intends to rely upon a proffer by an Assistant U.S. Attorney or the testimony of witnesses. The amount of time for the government's proffer or direct examination of witnesses is estimated to be: one-half hour.

6. Other Matters.

None.

Respectfully submitted,

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